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19 Administrative Claimant

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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

29 In re
30 FRESH CHOICE ,
31
32 Debtors.

Case No. 12-46157 RLE
Chapter 7
Adv No. 12-4241

33 JOHN KENDALL, CHAPTER 7 TRUSTEE
34 and McNUTT LAW GROUP LLP,
35 ADMINISTRATIVE CLAIMANT,

**STIPULATION TO CONTINUE
HEARING ON MOTION TO COMPEL
AND STATUS CONFERENCE**

36 Plaintiff,
37 vs.
38 DAVID S. BOYD,
39
40 Defendant.

Judge: Honorable Roger Efremsky
Date: December 19, 2013
Time: 11:00 a.m.
Place: 1300 Clay Street
Courtroom 201
Oakland, California

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42 Plaintiffs John T. Kendall, chapter 7 trustee (the "Trustee") and McNutt Law Group
43 ("MLG" and, together with the Trustee, the "Plaintiffs") and Defendant David S. Boyd ("Boyd")
44 hereby stipulate as follows:

1 The Parties have reached an agreement that resolves all disputes in the above-captions
2 adversary proceeding. On December 13, 2013, the Trustee filed a motion seeking approval of the
3 settlement agreement (*see* Main Case 12-46157, Docket Nos. 530-534). If the settlement
4 agreement is approved, the hearing on this matter will be moot.

5 Consequently, the Parties stipulate that the hearing on Boyd's MOTION TO COMPEL
6 DISCOVERY AND FOR COSTS [Docket No. 8] and the Status Conference scheduled for December
7 19, 2013 at 11:00 a.m. shall be continued until January 23, 2014, at 11:00 a.m.

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9 DATED: December 17, 2013

MANASIAN & ROUGEAU, LLP

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11 By: /s/ Paul E. Manasian

12 Paul E. Manasian
13 Attorneys for Defendant David S. Boyd

14 DATED: December 17, 2013

STROMSHEIM & ASSOCIATES

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16 By: /s/ Reidun Stromsheim

17 Reidun Stromsheim
18 Attorneys for John Kendall,
19 Chapter 7 Trustee

DATED: December 17, 2013

MCNUTT LAW GROUP LLP

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21 By: /s/ Michael C. Abel

22 Michael C. Abel
23 McNutt Law Group LLP
24 Administrative Claimant